



RULE-MAKING ORDER

CR-103 (June 2004)
(Implements RCW 34.05.360)

Agency: Department of Labor and Industries

☒ Permanent Rule
☐ Emergency Rule

Effective date of rule:

Permanent Rules

- ☐ 31 days after filing.
☒ Other (specify) November 1, 2004 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:

Emergency Rules

- ☐ Immediately upon filing.
☐ Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

☐ Yes ☒ No If Yes, explain:

Purpose: Chapter 296-24 WAC, Part B-2, Safety Color Code for Marking Physical Hazards, WAC 296-155-300, Accident Prevention Signs and Tags, and Chapter 296-800 WAC, Safety and Health Core Rules
The department has rewritten and clarified the requirements relating to signs and color codes. This rulemaking is part of our goal to rewrite all of WISHA's general occupational safety and health rules for clarity. The department is moving the requirements relating to biological hazards into 296-800-11045, Protect employees from biological hazards and eliminating unnecessary and outdated requirements. No new requirements were added. In addition, the department is updating references in other WISHA rules.

Citation of existing rules affected by this order:

Repealed: See Attachment
Amended: See Attachment
Suspended: None

Statutory authority for adoption: RCW 49.17.010; RCW 49.17.040; RCW 49.17.050; RCW 49.17.060

Other authority: None

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 04-12-069 on June 1, 2004.

Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting: N/A

Name: _____ phone () _____
Address: _____ fax () _____
e-mail _____

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- ☐ That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
☐ That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

Date adopted: August 31, 2004

NAME (TYPE OR PRINT)

Paul Trause

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

WSR#04-18-080

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

The number of sections adopted at the request of a nongovernmental entity:

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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The number of sections adopted in the agency's own initiative:

New	<u>0</u>	Amended	<u>7</u>	Repealed	<u>10</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>0</u>	Amended	<u>7</u>	Repealed	<u>10</u>
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The number of sections adopted using:

Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>7</u>	Repealed	<u>10</u>

Citation of existing rules affected by this order:

AMENDED SECTIONS:

WAC 296-24-33009, Container and portable tank storage

WAC 296-24-37013, Operations and maintenance

WAC 296-24-980, Safeguards for personnel protection

WAC 296-78-71001, General

WAC 296-301-020, General safety requirements

WAC 296-800-11045, Protect employees from biological agents

WAC 296-800-35052, Tag cited moveable equipment to warn employees of a hazard

REPEALED SECTIONS:

WAC 296-24-135, Safety color code for marking physical hazards.

WAC 296-24-13501, Color identification.

WAC 296-24-140, Specification for accident prevention signs and tags.

WAC 296-24-14001, Scope

WAC 296-24-14003, Definitions

WAC 296-24-14005, Classification of signs according to use

WAC 296-24-14007, Sign design and colors

WAC 296-24-14009, Sign wordings

WAC 296-24-14011, Accident prevention tags

WAC 296-155-300, Accident prevention signs and tags